

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE: BEACON ASSOCIATES LITIGATION	:	Master File No.:
This Document Relates To: ALL ACTIONS	:	09 Civ. 0777 (LBS)
	:	
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DAVID B. NEWMAN and IRA F/B/O DAVID	:	
NEWMAN-PERSHING LLC as Custodian, on behalf of	:	08 Civ. 11215 (LBS)
themselves and all Others Similarly Situated, and	:	
Derivatively on behalf of FM LOW VOLATILITY FUND,	:	
L.P.,	:	
	:	
Plaintiffs,	:	
	:	
v.	:	
	:	
FAMILY MANAGEMENT CORPORATION;	:	
SEYMOUR W. ZISES; ANDREA L. TESSLER;	:	
ANDOVER ASSOCIATES LLC I; ANDOVER	:	
ASSOCIATES MANAGEMENT CORP.; BEACON	:	
ASSOCIATES LLC I; BEACON ASSOCIATES	:	
MANAGEMENT CORP.; JOEL DANZIGER; HARRIS	:	
MARKHOFF; IVY ASSET MANAGEMENT CORP.;	:	
THE BANK OF NEW YORK MELLON	:	
CORPORATION; MAXAM CAPITAL MANAGEMENT	:	
LLC; MAXAM CAPITAL GP, LLC; MAXAM CAPITAL	:	
MANAGEMENT LIMITED; SANDRA MANZKE; and	:	
JOHN DOES 1-100,	:	
	:	
Defendants,	:	
	:	
and FM LOW VOLATILITY FUND, L.P.,	:	
	:	
Nominal Defendant.	:	
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**CERTIFICATE OF SERVICE**

I, Christina Castedo, assistant managing clerk at the Washington, D.C. office of Cleary Gottlieb Steen & Hamilton LLP, hereby certify that on August 23, 2010, copies of the following:

1. Ivy Asset Management LLC's Reply Memorandum of Law Supporting Issuance of a Temporary Restraining Order and Order Staying Discovery in a Related Case Pending in New York State Court; and
2. Declaration of Steven J. Kaiser in Support of the Motion of Ivy Asset Management LLC to Stay Discovery in Hecht v. Andover Associates Management Corp., et al., together with Exhibits A-D

were served via the Court's CM/ECF system upon registered counsel of record in these cases and by FedEx overnight delivery and electronic mail upon the following:

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Dated: August 23, 2010

By: /s/ Christina C. Castedo  
Christina C. Castedo